IN THE HIGH COURT OF JUDICATURE AT BOMBAY

TESTAMENTARY & INTESTATE JURISDICTION.

SUIT NO. 37 OF 1998

IN

TESTAMENTARY PETITION NO. 222 OF 1998

MR. DOMNIC D'SOUZA ... DECEASED

MRS. IVY P.SERRAO ... PETITIONER/

... PLAINTIFF.

VS.

MR.SAVIO DOMNIC D'ZOUZA ... CAVEATOR/

... RESPONDENT.

Mr. Savio Domnic D'Souza - Caveator in person.

Mr. Janardan Kadam for the Plaintiff/Petitioner.

CORAM : S.K.Shah, J.
DATE : September 16, 2004.

P.C.:-

1. The Caveator Mr. Savio Domnic D'Souza personally present in Court. He is not represented by any advocate. He has filed affidavit, dated 9th September, 2004 stating therein that he wants to withdraw the Caveat filed and want to give complete unconditional consent for grant of probate in favour of the Petitioner. The caveator is identified by the learned Advocate for the Petitioner.

2. In view of this, the Suit is converted back into Petition and the Petition is allowed in terms of prayer clause (a) and stands disposed of accordingly.

.....

[S.K.Shah, J.]